

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY de D.C.

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THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TN - MEMPHIS

REBECCA TREACE,

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY OF  
AMERICA

Defendant.

No. 03-2409 M1/P

**CONSENT ORDER WITHDRAWING UNUM LIFE INSURANCE COMPANY OF  
AMERICA'S MOTION FOR LEAVE TO TAKE THE DEPOSITION OF LINDA NEE**

Unum Life Insurance Company of America ("Unum") filed its Motion for Leave to Take the Deposition of Linda Nee Or, In the Alternative, to Exclude Any Trial Testimony from Nee on September 8, 2005. When it did so, Unum's counsel that executed the certificate of consultation mistakenly believed that the parties were unable to resolve the issues raised in its Motion. The parties have since resolved all issues raised in Unum's Motion, and, accordingly, the parties agree that Unum's Motion should be withdrawn.

Based on the agreement of the parties, and for other good cause shown, the Court finds that Unum's Motion for Leave to Take the Deposition of Linda Nee should be, and hereby is, withdrawn.

It is so ORDERED on this 14 day of September, 2005.

T. Thorne  
United States District Judge  
Magistrate

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## Notice of Distribution

This notice confirms a copy of the document docketed as number 280 in case 2:03-CV-02409 was distributed by fax, mail, or direct printing on September 15, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT